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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.9924 OF 2004

Milind Narsinha Dhotrikar ... Petitioner

V/s.

Sharanabasappa Vishwanath Halli ... Respondent

Mr.Surel S. Shah for Petitioner
Mr.G.S. Godbole for Respondent

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **AUGUST 24, 2005**

P.C.:

. This Petition challenges the concurrent finding of facts of the trial Court and the Appellate Court. The trial Court has decreed the suit on the sole ground that the defendant had defaulted in payment of rent. The Appellate Court confirmed the finding of the trial Court and dismissed the appeal. I find no infirmity in the concurrent orders of the Courts below. Petition rejected.

2. The learned Advocate for the Petitioner seeks some time to vacate the suit premises. Time to vacate the suit premises is granted upto 31.5.2006 on condition that the Petitioner and all the adult members of his family file an undertaking in this Court in the usual

terms within three weeks from today.